

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
WESTERN DIVISION

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ENERGY TRANSFER EQUITY, L.P., and  
ENERGY TRANSFER PARTNERS, L.P.,

Plaintiffs,

v.

GREENPEACE INTERNATIONAL (aka  
“STICHTING GREENPEACE COUNCIL”);  
GREENPEACE, INC.; GREENPEACE  
FUND, INC.; BANKTRACK (aka  
“STICHTING BANKTRACK”); EARTH  
FIRST!; and JOHN AND JANE DOES 1-20,

Defendants.

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Case No. 1:17-cv-00173-CSM

**DEFENDANT GREENPEACE  
FUND, INC.’S MOTION TO  
DISMISS PURSUANT TO RULE  
12(b)(6)**

Defendant Greenpeace Fund, Inc. respectfully submits this Motion to Dismiss Plaintiffs’ Complaint pursuant to Rule 12(b)(6). This Motion is supported by Greenpeace Fund, Inc.’s Memorandum in Support of Motion to Dismiss filed contemporaneously with this Motion.

RESPECTFULLY SUBMITTED this 28<sup>th</sup> day of November, 2017.

By /s/ Matt J. Kelly

Matt J. Kelly

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